

United States District Court  
Northern District of California

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
GARY FITE,  
  
Defendant.

Case No.: CR 13-70272 MAG

DETENTION ORDER

I. DETENTION ORDER

Defendant Gary Fite is charged in a criminal complaint with violations of 18 U.S.C. §§ 2113(a) and (d) (bank robbery by force and violence). At the March 25, 2013 hearing before this Court, Defendant was in custody and represented by attorney Jerome Matthews. Assistant United States Attorney Brian Lewis appeared on behalf of the United States.

Defendant waived the timing of his right to proffer information at a detention hearing, *see* 18 U.S.C. § 3142(f), and also waived findings, while retaining his right to seek release at a later hearing should his circumstances change. Defendant's counsel stated that he needed more time to locate additional sureties.

II. CONCLUSION

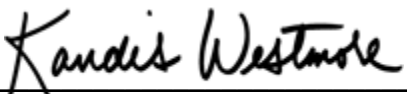
The Court hereby detains Defendant, but because he has waived his right to present information under 18 U.S.C. § 3142(f) without prejudice to raising relevant information at a later hearing, the Court orders that the hearing may be reopened at Defendant's request at any future time.

Defendant shall remain committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving

1 sentences or being held in custody pending appeal. Defendant shall be afforded reasonable  
2 opportunity for private consultation with counsel. On order of a court of the United States or on  
3 request of an attorney for the Government, the person in charge of the corrections facility in  
4 which Defendant is confined shall deliver Defendant to a United States marshal for the purpose of  
5 an appearance in connection with a court proceeding.

6 IT IS SO ORDERED.

7 Dated: March 25, 2013

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9 KANDIS A. WESTMORE  
10 United States Magistrate Judge

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